



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/821,961	04/12/2004	Mieko Matsuda	251577US2RD	2367
22850	7590	04/21/2008	EXAMINER	
OBLON, SPIVAK, MCCLELLAND MAIER & NEUSTADT, P.C. 1940 DUKE STREET ALEXANDRIA, VA 22314			GOODEN JR, BARRY J	
		ART UNIT	PAPER NUMBER	
		3616		
		NOTIFICATION DATE	DELIVERY MODE	
		04/21/2008	ELECTRONIC	

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

patentdocket@oblon.com  
oblonpat@oblon.com  
jgardner@oblon.com



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

MAILED  
FROM DIRECTORS OFFICE

James Love  
OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.  
1940 Duke Street  
Alexandria, VA 22314

April 16, 2008

APR 16 2008

TECHNOLOGY CENTER 3600

In re Application of:  
Mieko MATSUDA, et al.  
Application No. 10/821,961  
Filed: April 12, 2004  
Attorney Docket No. 251577US2RD

**DECISION ON PETITION  
UNDER 37 CFR 1.181**

This is in response to the petition filed on November 21, 2007 under 37 CFR 1.181(a)(3) requesting the Commissioner to invoke his supervisory authority to require the Examiner to consider the prior art cited in the Information Disclosure Statement filed on October 30, 2007.

A review of the record reveals that Applicant filed an Information Disclosure Statement on October 30, 2007. The examiner indicated in the communication mailed November 19, 2007 that the Information Disclosure Statement failed to comply with 37 CFR 1.98 (3).

However, since the filing of the petition, the examiner did give consideration to the Information Disclosure Statement on February 14, 2008.

Therefore, since Applicant's requested relief has been granted, and the petition is **DISMISSED** as being moot.

Telephone inquiries should be directed to Christopher Ellis, Supervisory Patent Examiner, at (571) 272-6914.

*Katherine Matecki*

Katherine Matecki, Director  
Patent Technology Center 3600  
(571) 272-5250

Pd/snm:4/16/08

*SM*